## **Thogerson, Collette**

**From:** Thogerson, Collette

**Sent:** Monday, April 13, 2015 12:45 PM

**To:** Cathy Tortorici NOAA Federal; Chris McNulty NOAA Federal; Craig Aubrey;

Kellie Foster Taylor NOAA Federal; Larry Salata; Nancy Brown Kobil; Patrice

Ashfield; to: Williams shuck Kathryn

**Subject:** Fwd: Fw: FOR EO 12866 REVIEW: Revised draft DOC/DOI ESA Incidental Take

Statements final rule

## Comments from EPA

College Theorem Dl. D

Collette Thogerson, Ph.D.

National Section 7 Coordinator

Branch of Consultations & Habitat Conservation Plans

**Ecological Services** 

U.S. Fish and Wildlife Service Headquarters

MS: ES

5275 Leesburg Pike

Falls Church, VA 22041-3803 PHONE: 703/358 2103

collette\_thogerson@fws.gov

Forwarded message

From: Apgar, Megan < megan\_apgar@ios.doi.gov>

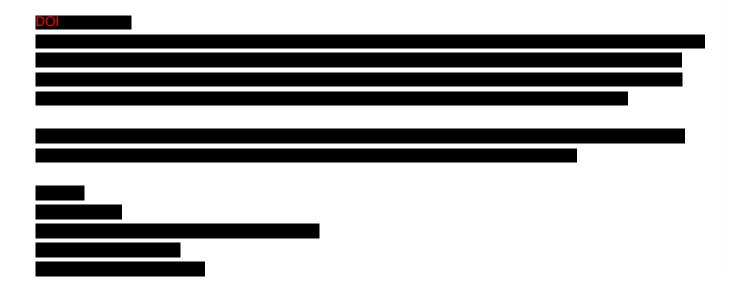
Date: Mon, Apr 13, 2015 at 9:11 AM

Subject: Fwd: Fw: FOR EO 12866 REVIEW: Revised draft DOC/DOI ESA Incidental Take Statements final

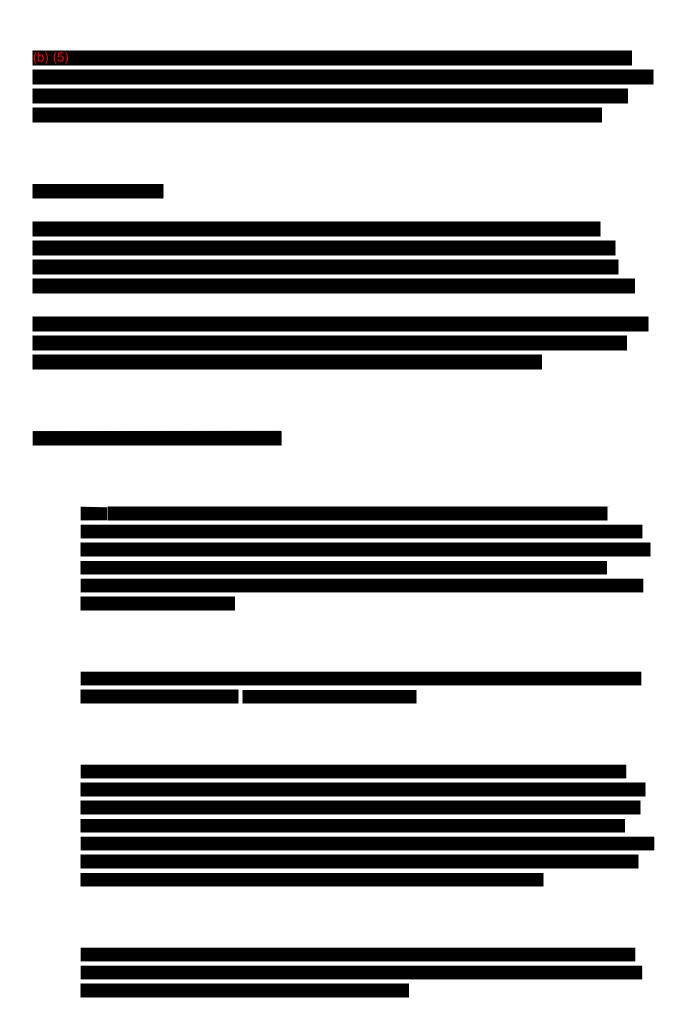
rule

To: Craig Aubrey < craig\_aubrey@fws.gov>

Cc: Collette Thogerson < collette\_thogerson@fws.gov>



Voice: (202) 208 4582
Forwarded message  From: Levenbach, Stuart < Stuart_Levenbac (b) (5)  Date: Mon, Apr 13, 2015 at 8:15 AM  Subject: Fw: FOR EO 12866 REVIEW: Revised draft DOC/DOI ESA Incidental Take Statements final rule  To: "Mark_Lawyer@ios.doi.gov" < Mark_Lawyer@ios.doi.gov>, "megan_apgar@ios.doi.gov" <megan_apgar@ios.doi.gov>  Cc: "amathew@doc.gov" &lt; amathew@doc.gov&gt;</megan_apgar@ios.doi.gov>
From: InteragencyReviews [mailto: InteragencyReviews@epa.gov]  Sent: Friday, April 10, 2015 11:36 AM  To: Levenbach, Stuart  Cc: Rees, Sarah < Rees.Sarah@epa.gov >; Balserak, Paul < Balserak.Paul@epa.gov >; Owens, Nicole < Owens.Nicole@epa.gov >
Subject: RE: FOR EO 12866 REVIEW: Revised draft DOC/DOI ESA Incidental Take Statements final rule
Hello Stuart,
EPA appreciates the opportunity to review the Services' response to comment documents and we have a few additional thoughts to share which are set forth below. In addition, we still believe it would be useful and productive to discuss these issues with the Services and OMB (ideally with the Corps, too, since they've raised similar concerns).



(b) (5)
DOI/DOC
(b) (5)
Thank you,
Stuart
Stuart Miles-McLean   Office of Regulatory Policy & Management   Office of Policy   Office of the Administrator
202.564.6581   3512J WJC North   Mail Code 1803   1200 Pennsylvania Avenue NW   Washington, DC 20460
=======================================
France Lavarda ale Chinad Inscilha Chinad Lavarda a Format I
From: Levenbach, Stuart [mailto: Stuart_Levenbac
To: Renshaw, Katie; Male, Timothy; Dennis, Kia ( <u>Kia.Dennis@sba.gov</u> ); <u>Emma_K_Roach@omb.eop.gov</u> ;
Miller, Kimberly A.; InteragencyReviews; gc 71energyregs@hq.doe.gov; Jones, Kevin R (OLP) (Kevin.R.Jones@usdoj.gov); robert.hinchman@usdoj.gov;
eric.t.gormsen@usdoj.gov; 'DHSOGCRegulations@hq.dhs.gov';
DOT.REGULATIONS@dot.gov; 'chip.smith1@us.army.mil'; whs.mc alex.esd.mbx.dod reg reviews@mail.mil; 'Wilson, Joseph R HQ02'; Meg.E.Gaffney Smith@usace.army.mil; bcportis@tva.gov;
poe@obpa.usda.gov; ellen.brown@ferc.gov
<b>Cc:</b> mark_lawyer@ios.doi.gov; amathew@doc.gov; Wilkinson, Susan (susan_wilkinson@ios.doi.gov); Apgar, Megan (Megan_Apgar@ios.doi.gov)
Appar, Megari (Micari Appar enostatingor)

Subject: FOR EO 12866 REVIEW: Revised draft DOC/DOI ESA Incidental Take Statements final rule
Attached for your review is a revised draft of DOI/DOC's draft final rule, Incidental Take Statements with changes tracked. A response to interagency comments is also included.
Please advise of any further comments by COB Friday, April 10. Thank you.
Stuart
From: Levenbach, Stuart  Sent: Friday, January 09, 2015 1:05 PM  To: Katherine Renshaw (Katherine_D_Rensha GOP Address I); Male, Timothy; Saumweber, Whitley; Dennis, Kia (Kia.Dennis@sba.gov); Roach, Emma; Miller, Kimberly A.; InteragencyReviews@epa.gov; gc 71energyregs@hq.doe.gov; Jones, Kevin R (OLP) (Kevin.R.Jones@usdoj.gov);  Robert.Hinchman@usdoj.gov; Eric.T.Gormsen@usdoj.gov; 'DHSOGCRegulations@hq.dhs.gov'; DOT.REGULATIONS@dot.gov; 'chip.smith1@us.army.mil'; whs.mc alex.esd.mbx.dod reg reviews@mail.mil; 'Wilson, Joseph R HQ02'; Gaffney Smith, Margaret E HQ; bcportis@tva.gov; 'Poe, Michael'; ellen.brown@ferc.gov  Cc: DeVolder, Andrew (Andy_Devolder@fws.gov); Lawyer, Mark; Mathew, Asha Subject: FOR EO 12866 REVIEW: DOC/DOI ESA Incidental Take Statements final rule
Attached for your review is DOI/DOC's draft final rule, Incidental Take Statements.

Please provide any comments on this rule by **COB January 30**. Thank you for your assistance and please contact me with any questions.

**Reminder:** This document is provided for review by <u>Federal executive branch agencies only</u>, and should not be distributed to anyone outside of the executive branch.

Stuart Levenbach, PhD

Natural Resources and Environment Branch

OMB | Office of Information and Regulatory Affairs

EOP Address